

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

MINUTES OF JURY TRIAL

DATE: July 15, 2022

DAY: 4

CASE NO. 21-cv-56-SMY

PRESIDING: HON. STACI M. YANDLE

**MARTIN J. WALSH, SECRETARY OF LABOR,
UNITED STATES DEPARTMENT OF LABOR,**

Plaintiff,

vs.

DAYEMI ORGANIZATION, INC.,

Defendant.

) **COURT REPORTER: Chris LaBuwi**

)

)

)

) **COURTROOM DEPUTY: Stacie Hurst**

)

) **CONVENED: 9:05 AM**

) **ADJOURNED: 1:03 PM**

)

) **CIVIL: X**

)

) **RECESS: 10:33 a.m. – 12:14 p.m.
12:29 p.m. – 12:52 p.m.**

Counsel for Plaintiff: Kevin Wilemon, Elisabeth P. Nolte

Counsel for Defendants: Shari Rhode

DEFENDANTS' WITNESSES:

(1) Wilbur Davis

time: 9:15 a.m. – 9:30 a.m.

Defendants rest: 9:31 a.m.

Plaintiff's Motion for Judgment is DENIED.

EVIDENCE CLOSED: X

WITNESSES EXCUSED: X

FINAL ARGUMENT:

Kevin Wilemon on behalf of plaintiff.

Shari Rhode on behalf of defendant.

Kevin Wilemon on behalf of plaintiff.

ALTERNATE(S) EXCUSED: X MARSHAL SWORN: X

JURY RETIRES: 10:33 a.m.

JURY CORRESPONDENCE WITH JUDGE: At 12:14 p.m., a jury note is received.

Counsel and parties are reconvened in the courtroom.

JURY RETURNS: 12:44 p.m.

VERDICT: The jury finds that Defendant Longbranch and Defendant Ramseyer required the tipped employees (servers and baristas) at Longbranch Café and Bakery to participate in a tip pool including non-tipped employees (cooks and dishwashers), the Defendant Longbranch and Defendant Ramseyer failed to pay their employees the minimum wage

required by law, and finds the amount that should be awarded as back wages at \$4,920.02.

JURY EXCUSED: X

EXHIBITS: WITHDRAWN: X